



Federal Communications Commission
Washington, D.C. 20554

DA 05-1997

July 12, 2005

Mr. Les Shutter
National Digital Television Center, Inc.
4100 East Dry Creek Road
Littleton, CO 80125

Re: Call Sign: E050197
File No. SES-LIC-20050702-00865

Dear Mr. Shutter:

On July 2, 2005, National Digital Television Center, Inc. filed the above-captioned application for authority to operate a Fixed Earth Station in the Extended C-Band¹ and L-Band.² Pursuant to Section 25.112(a)(1) of the Commission's rules, we dismiss this application as defective without prejudice to refiling for failure to identify the specific points of communication for the use of the Extended C-band and L-band frequencies.

In Schedule B, you identify ALSAT as the only point of communication. Fixed-satellite service earth stations which are two-degree compliant and operating in the 3700-4200 MHz, 5925-6425 MHz, 11700-12200 MHz, or 14000-14500 MHz bands can request ALSAT as a point of communication. However, earth stations that seek to operate in the L and Extended-C bands must specify the satellite or satellites with which they seek to communicate.³ Since this information was not provided in your application, we are unclear as to the intended points of communication for your earth station and your application is therefore incomplete.

¹ 6625.42, 6639.27, 6676.45, 6690.42 MHz.

² 1176.45 and 1575.42 MHz.

³ Amendment of the Commission's Regulatory Policies to Allow Non-U.S.-Licensed Space Stations to Provide Domestic and International Services in the United States, First Order on Reconsideration, IB Docket No. 96-111, 15 FCC Rcd 7207, 7214-16 (paras. 16-20).

Accordingly, pursuant to Section 25.112(a)(1)⁴ of the Commission's rules, 47 C.F.R. § 25.112(a)(1), and Section 0.261 of the Commission's rules on delegations of authority, 47 C.F.R. § 0.261, we dismiss your application as defective without prejudice to refiling.⁵

Sincerely,

Scott A. Kotler
Chief, Systems Analysis Branch
Satellite Division
International Bureau

⁴ 47 C.F.R. §§ 25.112(a)(1). *See also* Echostar Satellite LLC, *Order on Reconsideration*, DA 04-4056 (released December 27, 2004).

⁵ If National Digital Television Center, Inc., refiles an application identical to the one dismissed, with the exception of supplying the missing or corrected information, it need not pay an application fee. *See* 47 C.F.R. § 1.1109(d).